

UNITED STATES DISTRICT COURT FILED  
FOR THE DISTRICT OF MASSACHUSETTS OFFICE

JUN 21 2004 ACTION NO. 12469-JLT

AMERICAN TOWER CORPORATION, ) U.S. DISTRICT COURT  
Plaintiff, ) DISTRICT OF MASS.  
vs. )  
GRANITE STATE INSURANCE COMPANY, )  
Defendant, )  
and )  
FRED A. NUDD CORPORATION, )  
Defendant and Third-party plaintiff, )  
vs. )  
UNDERHILL CONSULTING ENGINEER, P.C. )  
Third-party defendant. )

**THIRD-PARTY DEFENDANT'S LOCAL RULE 16.1(D)(3) CERTIFICATION**

Third-party defendant Underhill Consulting Engineer, P.C. and its counsel, pursuant to the United States Court for the District of Massachusetts Local Rule 16.1(D)(3), hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course -- and various alternative courses -- of litigation. In addition, third-party defendant and its counsel have considered the resolution of this litigation through the use of alternative dispute resolution programs.

UNDERHILL CONSULTING ENGINEER, P.C  
By its attorneys,

  
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